

647,441 / 6850-5

company; PUKALANI GOLF)
 CLUB, LLC, a Hawaii limited)
 liability company; KG MAUI)
 DEVELOPMENT, LLC, a Hawaii)
 limited liability company;)
 MILILANI GOLF CLUB, LLC, a)
 Hawaii limited liability company;)
 QK HOTEL, LLC, a Hawaii)
 limited liability company; OR)
 HOTEL, LLC, a Hawaii limited)
 liability company; KG)
 HOLDINGS, LLC, a Hawaii)
 limited liability company;)
 FRANKLIN K. MUKAI,)

Defendants,)

and)

FRANKLIN K. MUKAI; KIAHUNA)
 GOLF CLUB, LLC, a Hawaii)
 limited liability company; KG)
 KAUAI DEVELOPMENT, LLC, a)
 Hawaii limited liability company;)
 PUKALANI GOLF CLUB, LLC, a)
 Hawaii limited liability company;)
 KG MAUI DEVELOPMENT, LLC,)
 a Hawaii limited liability)
 company; MILILANI GOLF CLUB,)
 LLC, a Hawaii limited liability)
 company; QK HOTEL, LLC, a)
 Hawaii limited liability company;)
 OR HOTEL, LLC, a Hawaii)
 limited liability company; KG)
 HOLDINGS, LLC, a Hawaii)
 limited liability company;)

Third-Party Plaintiffs,)
)
vs.)
)
SPORTS SHINKO (KAUAI) CO.,)
LTD., a Hawaii corporation;)
SPORTS SHINKO (WAIKIKI)
CORPORATION, a Hawaii)
corporation; SPORTS SHINKO)
(MILILANI) CO., LTD., a Hawaii)
corporation; SPORTS SHINKO)
(PUKALANI) CO., LTD., a Hawaii)
corporation; SPORTS SHINKO)
(HAWAII) CO., LTD., a Hawaii)
corporation; SPORTS SHINKO)
RESORT HOTEL CORPORATION,)
a Hawaii corporation,)
)
Third-Party)
Defendants,)
)
and)
)
SPORTS SHINKO (HAWAII) CO.,)
LTD., a Hawaii corporation; and)
SPORTS SHINKO (KAUAI) CO.,)
LTD., a Hawaii corporation,)
)
Third-Party)
Defendants/)
Counterclaimants,)
)
vs.)
)
KIAHUNA GOLF CLUB, LLC, a)
Hawaii limited liability company;)
KG KAUAI DEVELOPMENT, LLC,)

a Hawaii limited liability)
 company; PUKALANI GOLF)
 CLUB LLC, a Hawaii limited)
 liability company; KG MAUI)
 DEVELOPMENT, LLC, a Hawaii)
 limited liability company; QK)
 HOTEL, LLC, a Hawaii limited)
 liability company; OR HOTEL,)
 LLC, a Hawaii limited liability)
 company; KG HOLDINGS, LLC, a)
 Hawaii limited liability company;)
 FRANKLIN K. MUKAI,)
)
 Third-Party)
 Counterclaim)
 Defendants.)
 _____)

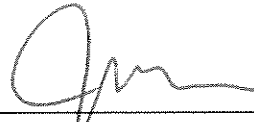
NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Plaintiff and Third-Party
 Defendants, by and through their attorneys, Alston Hunt Floyd &
 Ing, hereby appeal to the United States Court of Appeal for the
 Ninth Circuit from the Order Granting KG Defendants' Motion to
 Dismiss Civ. Nos. 04-00125 ACK-BMK, 04-00126 ACK-BMK, and
 04-00128 ACK-BMK for Lack of Subject Matter Jurisdiction,
 entered April 5, 2007 and the Judgment in Civ. No. 04-00126 ACK-
 CMK entered on April 10, 2007 pursuant to that Order, as modified

by the Order Granting Motion to Alter or Amend Judgment in Civ.

No. 04-00126 ACK-BMK entered May 1, 2007.

DATED: Honolulu, Hawai'i, May 29, 2007.



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Third-Party Defendants
the Sport Shinko Companies